

HOUSE BILL 1341

By Hensley

AN ACT to amend Tennessee Code Annotated, Title 63,
relative to the prescriptions for certain drugs
issued by health care providers.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 63, Chapter 10, Part 2, is amended by
adding a new section to be appropriately designated:

63-10-215.

(a) Pharmacists, pharmacy interns and pharmacy technicians are authorized to
comply with federal and state prescription requirements, including the requirement of a
separate prescription for a Schedule II controlled substance found in §§ 63-3-128, 63-5-
122(g), 63-6-239, 63-8-134, 63-9-118, 63-7-123(b)(3)(B) and (F), and 63-19-107(2)(E)(ii)
and (2)(G), by transferring from a prescription containing a Schedule II controlled
substance any drug that is a non-scheduled prescription drug or any prescribed supply
to another prescription form.

(b) The transfer authorized in the preceding subsection may be accomplished by
scanning, photocopying or transcribing, by hand or other means, and shall include all
information regarding each drug or supply being transferred.

(c) The prescription generated in a pharmacy by the transfer process shall not
be required to be on tamper-resistant prescription paper.

(d) The prescription generated in a pharmacy utilizing the transfer process shall be
recognized as a valid, legal prescription order and shall serve as the original prescription for
recordkeeping and other purposes.

SECTION 2. If any provision of this act or the application thereof to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

SECTION 3. This act shall take effect upon becoming law, the public welfare requiring it.